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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
-----X
N'DAYA LEE, Individually and as the
Administratrix of the Estate of
DIANE PARKER-REED,

PLAINTIFF,

-against- Case No.:
14-CV-2853

INCORPORATED VILLAGE OF HEMPSTEAD, COUNTY
OF NASSAU, SGT. KEVIN GALVIN, CLAUDIA
SERRANO, LT. PATRICK COOKE, SGT. JOHN ZOLL,
LT. EDWARD HAYMAN, P.O. VITO BUCCELLATO,
P.O. CHRISTOPHER N. COHEN, SGT. IVORY G.
DIXON, P.O. JACK GUEVREKIAN, P.O. EDWARD P.
MULHEARN, P.O. ROMAN PETTWAY, JR., P.O.
FRANE READO, P.O. LEROY D. RIDLEY, DET.
DONALD J. BITTNER, DEPUTY SHERIFF JOHN M.
FLANAGAN, JOHN AND JANE DOES 1-10 and JOHN
AND JANE DOES 11-20,

DEFENDANTS.
-----X

DATE: December 8, 2016
TIME: 10:03 A.M.

(DEPOSITION OF RICHARD HOLLAND.)

1

2

DATE: December 8, 2016

3

TIME: 10:03 A.M.

4

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DEPOSITION of a Non-Party

7

Witness, RICHARD HOLLAND, taken by the

8

Respective Parties, pursuant to a Court

9

Order and to the Federal Rules of Civil

10

Procedure, held at the offices of Diamond

11

Reporting, Inc., 114 Old Country Road,

12

Suite 616, Mineola, New York 11501, before

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Monica K. Ward, a Notary Public of the

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State of New York.

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2 A P P E A R A N C E S:

3 LaSASSO LAW GROUP, PLLC

Attorneys for the Plaintiff

4 N'DAYA LEE, Individually and as the
Administratrix of the Estate of

5 DIANE PARKER-REED

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7 -and-

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16 BY: DREW W. SUMNER, ESQ.

17

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One West Street

20 Mineola, New York 11501

BY: DANA KOBOS, ESQ.

21 -and-

22 JOHN J. HANLEY, ESQ.

ALSO PRESENT:

23 N'DAYA LEE, Plaintiff

24 LT. PATRICK COOKE, Defendant

25

* * *

1

2 F E D E R A L S T I P U L A T I O N S

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4

5 IT IS HEREBY STIPULATED AND AGREED by and
6 between the counsel for the respective
7 parties herein that the sealing, filing and
8 certification of the within deposition be
9 waived; that the original of the deposition
10 may be signed and sworn to by the witness
11 before anyone authorized to administer an
12 oath, with the same effect as if signed
13 before a Judge of the Court; that an
14 unsigned copy of the deposition may be used
15 with the same force and effect as if signed
16 by the witness, 30 days after service of
17 the original & 1 copy of same upon counsel
18 for the witness.

19

20 IT IS FURTHER STIPULATED AND AGREED that
21 all objections except as to form, are
22 reserved to the time of trial.

23

24

* * * *

25

1 R. HOLLAND

2 R I C H A R D H O L L A N D, called as a
3 witness, having been first duly sworn by a
4 Notary Public of the State of New York, was
5 examined and testified as follows:

6 EXAMINATION BY

7 MS. LaSASSO:

8 Q. Please state your name for the
9 record.

10 A. Richard Holland.

11 Q. What is your business address?

12 A. 99 Nichols Court, Hempstead,
13 New York 11550. 10:01:08

14 Q. Good morning, Lieutenant 10:01:08
15 Holland. 10:03:19

16 A. Good morning. How are you? 10:03:19

17 Q. How you doing? Have you ever 10:03:20
18 been deposed before? 10:03:23

19 A. Yes. 10:03:24

20 Q. Do you understand, having been 10:03:24
21 deposed, that primarily the reason you're 10:03:26
22 here is to tell the truth to the questions 10:03:28
23 I ask? 10:03:30

24 A. Yes. 10:03:32

25 Q. And you're willing to tell the 10:03:32

1 R. HOLLAND

2 A. I told her I would assist in 12:01:04
3 trying to find a purchaser for the house, 12:01:12
4 because she wanted it sold as quick as 12:01:14
5 possible and -- but the thing is she wanted 12:01:17
6 to live there until N'Daya graduated, which 12:01:20
7 would have been in June, so I don't know 12:01:23
8 where she was going to go from there. 12:01:26

9 Q. Did you talk to her about 12:01:29
10 finding just another place in the area that 12:01:31
11 they could go to be safe while waiting for 12:01:33
12 N'Daya to graduate? 12:01:36

13 A. No. She wanted to stay in the 12:01:38
14 house. She said if I found a purchaser, 12:01:40
15 she wanted it stipulated where she -- even 12:01:43
16 if there was rent taken out of the 12:01:46
17 proceeds, that she could stay there through 12:01:50
18 June. She didn't want to uproot N'Daya. 12:01:54

19 Q. Aside from her contacting you 12:01:58
20 the day before she came home, you spoke to 12:02:12
21 her on other occasions while she was at the 12:02:15
22 safe house, correct? 12:02:19

23 A. Correct. 12:02:19

24 Q. And you saw her as well? 12:02:20

25 A. Yes. 12:02:21

1 R. HOLLAND

2 Q. How did that come about? 12:02:22

3 A. She would call from the safe 12:02:23

4 house from a blocked number or whatever, so 12:02:26

5 I would answer, and she would meet me at 12:02:30

6 the Hicksville Mall. 12:02:37

7 Q. How many times did you meet? 12:02:38

8 A. Maybe twice. 12:02:44

9 Q. To your knowledge, did she have 12:02:45

10 to get permission to leave the safe house 12:02:58

11 to meet you? 12:03:03

12 A. I think she had some -- you 12:03:04

13 know, a window where she could leave and 12:03:10

14 then she would have to return by a certain 12:03:14

15 time. 12:03:16

16 Q. And do you know whether there 12:03:17

17 was an authorized call list at the safe 12:03:22

18 house, you know, of people she could 12:03:25

19 actually call from there? 12:03:27

20 A. She may have mentioned that. 12:03:28

21 Q. Did she mention to you that she 12:03:33

22 had been in contact as well with 12:03:38

23 Ms. Lattimore? 12:03:40

24 A. Yes. 12:03:41

25 Q. And you and Ms. Lattimore were 12:03:41

1 R. HOLLAND

2 in contact about Diane and the situation as 12:03:46

3 well? 12:03:48

4 A. Yes. 12:03:48

5 Q. Were you keeping in touch, 12:03:48

6 while Diane was at the safe house, with 12:03:53

7 N'Daya? 12:03:55

8 A. Not frequently, no. 12:03:55

9 Q. But you were at times? 12:03:59

10 A. I can't really recall. I want 12:04:04

11 to think that N'Daya didn't have a phone or 12:04:08

12 I didn't have her information, but I can't 12:04:11

13 be sure. I know that it wasn't -- it was 12:04:14

14 infrequent if there was contact. 12:04:18

15 Q. Well, you recall there came a 12:04:20

16 time where you changed the lock at N'Daya's 12:04:25

17 house, correct? 12:04:27

18 A. Yes. 12:04:28

19 Q. Why did that happen? 12:04:28

20 A. Diane was preparing to come 12:04:30

21 back to her home from the safe house and 12:04:35

22 she said that Lenny still had a key and she 12:04:41

23 didn't want him to have a key. She didn't 12:04:49

24 want any surprises when she got home. 12:04:52

25 Q. So you told her that you would 12:04:55

1 R. HOLLAND

2 change the locks to help her out? 12:04:59

3 A. She asked me if I knew anyone 12:05:01

4 so I said "Yes." 12:05:04

5 Q. And then what happened? 12:05:04

6 A. She said, "If you could do that 12:05:06

7 for me, I would appreciate it." 12:05:10

8 Q. Then what did you do? 12:05:12

9 A. I reached out to a friend of 12:05:13

10 mine that's a little handy. It's not his 12:05:16

11 full-time job, but he is a little handy 12:05:19

12 with it and he said "Yes." He said he can 12:05:21

13 do it on whatever day that was available 12:05:25

14 that we went over there. 12:05:28

15 Q. And who is that? 12:05:30

16 A. His name is Alfred Woodhull. 12:05:31

17 Q. During the time you were a 12:05:34

18 patrol supervisor from 2010 to 2013, was it 12:05:42

19 common in your experience for a victim of 12:05:46

20 domestic violence to go to a safe house? 12:05:50

21 A. I couldn't say for sure what 12:05:53

22 would happen after the call or what would 12:05:55

23 happen after the fact. And usually, it's 12:05:57

24 confidential, so I was never told by anyone 12:06:01

25 after a specific call such and such went to 12:06:05

1 R. HOLLAND

2 Q. Diane would call you "Ricky"? 12:12:49

3 A. Yes. 12:13:05

4 Q. And most people didn't call you 12:13:05

5 that; most people call you "Richie"? 12:13:08

6 A. At work, yes. 12:13:12

7 Q. Well, did anybody besides Diane 12:13:13

8 call you Ricky? 12:13:17

9 A. Only my family. 12:13:19

10 Q. N'Daya would call you Pop? 12:13:21

11 A. Pop, Pops, something like that, 12:13:26

12 yeah. 12:13:29

13 Q. Lieutenant Holland, do you 12:13:29

14 remember when N'Daya told you about the 12:13:38

15 event in April, 2011 that Lenny hit her mom 12:13:40

16 with a gun and you responded that you were 12:13:46

17 going to kill him? 12:13:48

18 MR. SUMNER: Objection to the 12:13:49

19 form. 12:13:50

20 A. No. 12:13:50

21 Q. Do you recall there came a time 12:13:51

22 when Diane was at the safe house when she 12:14:11

23 came home from the safe house before 12:14:13

24 ultimately coming home? 12:14:18

25 A. No. 12:14:20

1 R. HOLLAND

2 Q. So do you recall that there was 12:14:20
3 a burglary while Diane was at a safe house 12:14:24
4 at 25 Roosevelt Street? 12:14:29

5 MR. SUMNER: Objection to the 12:14:33
6 form. 12:14:33

7 A. I may have heard something, but 12:14:33
8 I am not sure. 12:14:35

9 Q. Okay. What may you have heard? 12:14:36

10 A. I don't know. I can't even 12:14:42
11 remember where I heard it from. I am 12:14:50
12 trying my best to recall. I am not sure if 12:14:59
13 Diane may have told me that he had broken 12:15:03
14 into the house. I am not sure. And I am 12:15:06
15 not sure of the timeframe, so -- 12:15:13

16 Q. Well, do you recall at the time 12:15:15
17 that you changed the locks, whether it was 12:15:22
18 before or after the burglary? 12:15:24

19 A. That's what I am saying. I 12:15:26
20 can't say the timeframe. A lot of stuff I 12:15:28
21 found out after the fact, so -- 12:15:32

22 Q. Just to be fair here, there was 12:15:35
23 a lot of stuff that you found out before 12:15:38
24 Diane was killed. 12:15:40

25 MR. SUMNER: Objection to the 12:15:41

1 R. HOLLAND

2 form. 12:15:42

3 A. Not from Diane. 12:15:42

4 Q. Who did you find whatever you 12:15:44

5 learned things from -- 12:15:47

6 A. We discussed -- N'Daya may have 12:15:48

7 told me that, I can't recall right now, 12:15:52

8 about an assault or whatever it is. Like I 12:15:55

9 said, I do kind of remember something, but 12:15:57

10 whatever it was, Diane denied it so -- and 12:15:59

11 then, like I told you before, because of 12:16:04

12 Mr. Reed, our communication became very far 12:16:10

13 and apart. 12:16:16

14 Q. There came a point where you 12:16:17

15 rekindled your communication when she went 12:16:29

16 to a safe house? 12:16:32

17 A. Correct. 12:16:37

18 Q. During that period of time is 12:16:38

19 when you changed the locks at the house, 12:16:40

20 correct? 12:16:42

21 A. Correct. 12:16:42

22 Q. You brought her home from the 12:16:43

23 safe house on February 1, 2013, correct? 12:16:45

24 MR. SUMNER: Objection to the 12:16:47

25 form. 12:16:47

1 R. HOLLAND

2 A. Correct. 12:16:47

3 Q. You saw her several times while 12:16:48
4 she was at the safe house, correct? 12:16:50

5 A. A few times or a couple of 12:16:51
6 times, yes. 12:16:53

7 Q. You were talking to her while 12:16:54
8 she was at the safe house, correct? 12:16:55

9 A. When she could call me. 12:16:57

10 Q. And you were talking to N'Daya 12:16:59
11 and texting with N'Daya during that period 12:17:01
12 of time, correct? 12:17:03

13 A. Right. I don't recall it being 12:17:03
14 frequent, but it could have been, yes. 12:17:06

15 Q. And you know that there was a 12:17:10
16 time prior to Diane coming home from the 12:17:12
17 safe house when you brought her home that 12:17:16
18 Lenny came to the house and Officers 12:17:17
19 Pettway and Buccellato responded to the 12:17:22
20 residence, correct? 12:17:23

21 A. No, I didn't know that until, 12:17:24
22 like I said, after the tragic event. 12:17:28

23 Q. What is the policy of the 12:17:33
24 Hempstead Police Department regarding 12:17:35
25 sharing information between tours in a 12:17:36

1 R. HOLLAND

2 MS. LaSASSO: Not at this time. 12:27:27

3 Thank you, your Honor. 12:27:28

4 MR. SUMNER: Thank you, Judge. 12:27:29

5 THE COURT: Have a good day. 12:27:32

6 MR. SUMNER: Off the record. 12:27:36

7 (Whereupon, at 12:27 p.m., a 10:09:10

8 brief recess was taken.)

9 (Whereupon, at 12:53 p.m., the 10:09:10

10 deposition resumed.) 12:53:55

11 Q. Lieutenant Holland, did you 12:53:55

12 love Diane? 12:54:08

13 A. Yeah. 12:54:09

14 Q. And N'Daya as well? 12:54:12

15 A. Yes. 12:54:14

16 Q. Throughout the course of your 12:54:14

17 life, were you ever sexually attracted to 12:54:18

18 Diane? 12:54:21

19 MR. SUMNER: I want to mark the 12:54:22

20 testimony that concerns any 12:54:24

21 relationship, romantic or intimate 12:54:26

22 relationship that Lieutenant Holland 12:54:29

23 testifies to about Ms. Parker as 12:54:31

24 confidential and have the 12:54:34

25 confidentiality agreement and have 12:54:34

1 R. HOLLAND

2 the opportunity to review the 12:54:37

3 testimony and look at case law under 12:54:38

4 the ten-day period I think it gives 12:54:42

5 us and make a determination at the 12:54:45

6 time if I want to maintain that 12:54:47

7 designation. 12:54:50

8 Q. Do you understand that? 12:54:51

9 A. Yeah. 12:54:53

10 Q. So have you ever been sexually 12:54:53

11 attracted to Diane? 12:54:57

12 A. Yeah. Yes. 12:54:58

13 Q. And you had a romantic 12:54:59

14 relationships with her? 12:55:02

15 A. Years ago. 12:55:02

16 Q. And when was that? 12:55:03

17 A. Years ago. Prior to her 12:55:04

18 getting mad that I was getting married. 12:55:11

19 Q. She was very hurt when you got 12:55:13

20 married? 12:55:15

21 A. Yes. 12:55:15

22 Q. Because, from your 12:55:15

23 understanding, she really loved you? 12:55:16

24 A. To what extent, I don't know. 12:55:18

25 Q. Well, what did she communicate 12:55:26

1 R. HOLLAND

2 to you? 12:55:28

3 A. She always said she loved me. 12:55:28

4 I mean, for years, so I mean -- but we were 12:55:31

5 close friends anyway, so -- 12:55:35

6 Q. What does that mean? 12:55:37

7 A. I love my close friends. 12:55:39

8 Q. Well, what other close friends 12:55:43

9 do you love? 12:55:46

10 A. Anybody that's in my circle 12:55:46

11 that's close enough. 12:55:50

12 Q. Who is that, Lieutenant 12:55:50

13 Holland? 12:55:51

14 A. I mean, as far as Diane, yeah, 12:55:51

15 she loved me, I loved her. She was hurt, 12:55:56

16 yes. 12:56:00

17 Q. Who else is in your close 12:56:02

18 circle? 12:56:05

19 A. Detective Aiken. 12:56:05

20 Q. Who else? 12:56:08

21 A. Harold Holloway. 12:56:08

22 Q. Who else? Please name your 12:56:13

23 close circle that you love. 12:56:16

24 A. I am not gonna -- my close 12:56:17

25 circle? My sister. 12:56:21

1 R. HOLLAND

2 Q. You are saying that you love 12:56:27

3 Diane Parker and who else in your close 12:56:30

4 circle did you love like you loved Diane? 12:56:33

5 MR. SUMNER: Objection to the 12:56:37

6 form. 12:56:38

7 A. Diane was very unique, so I 12:56:38

8 can't say who else I would love like I 12:56:41

9 loved Diane. 12:56:44

10 Q. What made her unique to you? 12:56:46

11 A. Just the soul. Our souls were 12:56:49

12 connected. We could finish each other 12:56:52

13 sentences. We could talk about anything. 12:56:56

14 We could talk about other relationships and 12:56:59

15 not be mad or whatever. And I never had 12:57:02

16 that relationship with anybody else. 12:57:05

17 Q. So meaning, in your 12:57:06

18 relationship, do I understand correctly 12:57:09

19 that you were on and off, again, 12:57:12

20 romantically with Diane? 12:57:14

21 A. To a certain point, yes. 12:57:17

22 Q. So in terms of the 12:57:18

23 relationship, the time period when you were 12:57:20

24 on and off, when was that? 12:57:25

25 A. Until she found out I was 12:57:27

1 R. HOLLAND

2 getting married. 12:57:29

3 Q. Which was when? 12:57:30

4 A. 2004, I believe. 12:57:31

5 Q. So when did the intimacy of 12:57:33

6 your relationship start? 12:57:39

7 A. Sometime in the '90s and, 12:57:40

8 again, it wasn't always steady, so I can't 12:57:46

9 give you a time, timeframes. 12:57:52

10 Q. Did she know your wife? 12:57:55

11 A. No. She didn't know her 12:58:01

12 personally, no. 12:58:05

13 Q. How about Yolanda Sampson, does 12:58:06

14 she know your wife? 12:58:11

15 A. Does Yolanda? Yes. 12:58:12

16 Q. And I believe Ms. Devore? 12:58:13

17 A. Devore, yes. 12:58:18

18 Q. She knows your wife? 12:58:19

19 A. Yes. 12:58:20

20 Q. But not Diane? 12:58:21

21 A. No. 12:58:22

22 Q. Why not? 12:58:26

23 A. She just don't know her 12:58:27

24 personally. She had no desire to know her 12:58:30

25 personally. 12:58:32

1 R. HOLLAND

2 is. 01:28:58

3 Q. My question is, are you looking 01:28:58

4 to ascertain it? 01:29:01

5 A. Ascertain the weapon? 01:29:02

6 Q. The whereabouts of the weapon. 01:29:04

7 A. Absolutely. 01:29:06

8 Q. Explain that to me. What is 01:29:07

9 the policy in terms of ascertaining the 01:29:09

10 existence of illegal firearms in connection 01:29:09

11 with domestic incidents? 01:29:12

12 MR. SUMNER: Objection to the 01:29:13

13 form. 01:29:14

14 A. Again, find out from the source 01:29:14

15 that gave you that information what weapon, 01:29:18

16 where is it, when was it last seen? From 01:29:20

17 there. 01:29:24

18 Q. Lenny Reed obviously had an 01:29:24

19 illegal firearm, correct? 01:29:29

20 A. Correct. 01:29:31

21 Q. And you knew he was a bad guy 01:29:32

22 well before he killed Diane? 01:29:34

23 A. What I always heard? That he 01:29:37

24 was a punk. That's what I heard. I never 01:29:41

25 seen him in a confrontation before. 01:29:43

1 R. HOLLAND

2 Q. What does that mean, "He was a 01:29:46
3 punk"? 01:29:48

4 A. Meaning that he had talked a 01:29:49
5 lot, but he never had any action to back up 01:29:52
6 what he claims to have done or maybe the 01:29:55
7 confrontational person that he wants to 01:29:59
8 come off as. 01:30:03

9 Q. He knew he had a criminal 01:30:04
10 history, correct? 01:30:06

11 A. Yes. 01:30:06

12 Q. And so from what you were aware 01:30:07
13 of, that criminal history was nonviolent? 01:30:10

14 A. From my understanding, I never 01:30:13
15 took the initiative to look up his history, 01:30:17
16 but it was all drug related. 01:30:20

17 Q. And in terms of being a drug 01:30:22
18 dealer essentially, correct? 01:30:27

19 A. Correct. 01:30:28

20 Q. Did you have any information 01:30:29
21 that he hung out with other drug dealers? 01:30:31

22 A. For the most part, what I knew 01:30:36
23 of him lately was he was with petty drug 01:30:45
24 dealers; like drug dealers that dealt with 01:30:49
25 marijuana. 01:30:52

1 R. HOLLAND

2 Q. In your mind, what's the 01:30:53
3 demarcation between a petty drug dealer and 01:30:57
4 a more serious drug dealer in the Village? 01:31:01

5 A. It being marijuana as opposed 01:31:03
6 to crack or cocaine or the plethora of 01:31:05
7 drugs that are on the market now, to the 01:31:10
8 prescribed drugs or the unprescribed pills 01:31:12
9 or whatever are out there. 01:31:15

10 Q. You know that he was a seller 01:31:16
11 of cocaine, correct? 01:31:17

12 A. Like I said, I knew there was a 01:31:18
13 drug history. I never looked up or took 01:31:21
14 the initiative to find out exactly what the 01:31:24
15 narcotic was. 01:31:27

16 Q. So the information you had 01:31:27
17 regarding his being a drug dealer was just 01:31:27
18 information you found out through the 01:31:31
19 streets, not through the job? 01:31:33

20 A. Correct. 01:31:34

21 Q. In the streets, you were 01:31:34
22 getting feedback that he was a marijuana 01:31:36
23 salesman, not a cocaine salesman? 01:31:40

24 A. Correct. 01:31:42

25 Q. You didn't think it was 01:31:42

1 R. HOLLAND

2 significant enough to investigate? 01:31:44

3 A. It was significant enough for 01:31:46
4 me to pass along the information to the 01:31:50
5 narcotics investigators that we have. And 01:31:53
6 every time I would inquire, they said, 01:31:57
7 "Every time we check him, there is 01:31:59
8 nothing." I know that they had sent 01:32:01
9 confidential informants up to him to try to 01:32:06
10 purchase from him and he never handed off 01:32:10
11 or dealt with anyone hands-on. That was my 01:32:13
12 knowledge. 01:32:17

13 Q. Who was it that was 01:32:17
14 investigating Leonard Reed? 01:32:19

15 A. No one specifically 01:32:20
16 investigated him, or I think was assigned 01:32:22
17 to him, but, again, Detective Aiken, who is 01:32:25
18 a good friend of mine, who was one of the 01:32:30
19 investigators, he was the one that told me, 01:32:32
20 "Listen, we checked him numerous times. We 01:32:35
21 sent confidential informants up to him and 01:32:39
22 he hasn't sold anything." Now, I don't 01:32:42
23 know who the "We" is that he referred to. 01:32:45
24 Q. What do you mean? "We sent 01:32:48
25 confidential informants," you're saying? 01:32:51

1 R. HOLLAND

2 A. Right. 01:32:52

3 Q. You don't know who the "We" was 01:32:53

4 that was sent up there? 01:32:53

5 A. Who else was with Detective 01:32:54

6 Aiken. 01:32:57

7 Q. But you do know, based on what 01:32:57

8 Detective Aiken said, that he commenced an 01:33:01

9 investigation and he utilized confidential 01:33:03

10 informants pursuant to that investigation 01:33:07

11 to try to uncover drug clients of Leonard 01:33:10

12 Reed? 01:33:11

13 A. Correct. 01:33:11

14 Q. He was doing it as a favor to 01:33:12

15 you? 01:33:14

16 A. Not as a favor. As you 01:33:14

17 indicated earlier, when we get information. 01:33:17

18 So I got information. 01:33:20

19 Q. Who did you get that 01:33:22

20 information from? 01:33:24

21 A. It could have been anybody. It 01:33:24

22 wasn't just solely him specifically, but -- 01:33:30

23 Q. N'Daya told you, correct? 01:33:33

24 N'Daya told you that, correct? 01:33:35

25 A. I wouldn't use solely N'Daya's 01:33:37

1 R. HOLLAND

2 information. 01:33:40

3 Q. Why not? 01:33:40

4 A. Why not? Because I wouldn't 01:33:41

5 want to get her personally involved. 01:33:43

6 Q. Don't you think she wanted to 01:33:45

7 be involved, Lieutenant? 01:33:48

8 MR. SUMNER: Objection to the 01:33:48

9 form. 01:33:49

10 A. I am sure she would, but I 01:33:49

11 would find other sources, along with what 01:33:52

12 she told me is what I am saying. 01:33:54

13 Q. Lieutenant Holland, wasn't she 01:33:55

14 begging for someone to do something for her 01:33:55

15 mom? 01:33:57

16 A. Begging, I am not sure. 01:33:58

17 Q. Wasn't she begging you, 01:34:00

18 Lieutenant? 01:34:02

19 A. To do something for her mom? 01:34:03

20 Q. Yes. 01:34:05

21 A. I mean, of course she would -- 01:34:05

22 she never approved of the relationship and 01:34:08

23 certain things had to be explained to 01:34:11

24 N'Daya that there is protocol in order for 01:34:14

25 things to happen. Even if she doesn't want 01:34:17

1 R. HOLLAND

2 her mom with him or she wants him locked 01:34:20
3 up, we just can't walk up to somebody and 01:34:23
4 lock them up. 01:34:26

5 Q. But you could if she had 01:34:26
6 information that he was a drug dealer, 01:34:26
7 couldn't you? 01:34:28

8 MR. SUMNER: Objection to the 01:34:29
9 form. 01:34:29

10 A. Well, where is the drugs? 01:34:29

11 Q. Couldn't she tell you? 01:34:31

12 MR. SUMNER: Objection to the 01:34:32
13 form. 01:34:33

14 A. I wish. She couldn't tell me 01:34:33
15 where the drugs were. 01:34:35

16 Q. Why couldn't she? 01:34:36

17 A. She never did. 01:34:38

18 Q. Didn't she not? You are saying 01:34:40
19 you wouldn't have involved her. Isn't that 01:34:40
20 what you just said? 01:34:41

21 A. I said I wouldn't have wanted 01:34:42
22 to involve her. 01:34:43

23 Q. Is that the real reason -- 01:34:44

24 A. She never told me where the 01:34:45
25 drugs were. 01:34:47

1 R. HOLLAND

2 never ran the unit and I was never in the 01:43:42
3 unit, but for my knowledge, they look in, 01:43:44
4 they open cases and try to locate subjects 01:43:48
5 as well for a crime that was committed in 01:43:52
6 Hempstead and there is an open case and a 01:43:55
7 named subject. We don't just wait for the 01:43:59
8 County to lock someone up. 01:44:02

9 Q. Did you supervise Officer 01:44:03
10 Pettway while he was patrolling Post 4? 01:44:07

11 A. If I was on duty and he was 01:44:10
12 working Post 4, yes. 01:44:13

13 Q. So, yes. And Officer 01:44:14
14 Buccellato as well? 01:44:17

15 A. Yes. 01:44:17

16 Q. And you learned at some point 01:44:18
17 that they took a report from N'Daya in 01:44:20
18 connection with Lenny coming to the house, 01:44:23
19 correct? 01:44:25

20 A. At some point, I did. I don't 01:44:25
21 know when. 01:44:30

22 Q. Prior to Diane being killed. 01:44:31

23 A. That, I can't tell you. 01:44:33

24 Q. Well, they knew that you had a 01:44:35
25 close relationship with Diane, didn't they? 01:44:37

1 R. HOLLAND

2 MR. SUMNER: Objection to the 01:44:39

3 form. 01:44:40

4 A. Nobody outside of Detective 01:44:40

5 Aiken has ever come to me with information 01:44:45

6 regarding N'Daya or Diane and Mr. Reed. 01:44:49

7 Q. Don't you think that would have 01:44:51

8 been relevant information to the Police 01:44:54

9 Department, Lieutenant, in terms of being 01:44:56

10 able to locate him when the Force was 01:44:57

11 looking for him? 01:44:59

12 MR. SUMNER: Objection to the 01:44:59

13 form. 01:45:01

14 MS. KOBOS: Note my objection. 01:45:02

15 A. Correct. Like I said, it's 01:45:02

16 general -- it should be general practice 01:45:05

17 that the detectives looking to open cases, 01:45:08

18 they know who is wanted for open cases. 01:45:11

19 The officers should know as well, but not 01:45:14

20 every officer has the time or the -- it's 01:45:19

21 not a requirement that they look into the 01:45:22

22 open cases prior to their tour every day 01:45:25

23 or at some point in their tour. 01:45:28

24 Q. So you're saying it should 01:45:31

25 happen, but it doesn't always happen? 01:45:34

1 R. HOLLAND

2 violence case, is to look to apprehend any 02:07:43

3 named subject. 02:07:47

4 Q. When we talk about detectives, 02:07:48

5 I know there is an Investigations Unit in 02:07:53

6 the Hempstead Police Department, correct? 02:07:56

7 A. Correct. 02:07:56

8 Q. Is there another unit that has 02:07:57

9 detectives, aside from the Investigations 02:07:59

10 Unit? 02:08:01

11 A. Yes. The Juvenile Aid Bureau. 02:08:01

12 Q. And who else? 02:08:05

13 A. That's it. 02:08:06

14 Q. Who is the detective in the 02:08:11

15 Juvenile Aid Bureau? 02:08:14

16 A. Right now? You have Detective 02:08:14

17 Fong-Lee, who is technically under the 02:08:21

18 umbrella of Juvenile Aid. And then now 02:08:22

19 there are police officers that have not yet 02:08:29

20 met the time criteria to get their 02:08:31

21 detective shields. You have Police Officer 02:08:34

22 Espina. You have Police Officer Harris and 02:08:39

23 Police Officer Spry-Dakris (phonetic). 02:08:49

24 Q. Lieutenant Holland, isn't it 02:09:06

25 true that you had a romantic affair with 02:09:08

1 R. HOLLAND

2 Diane Parker during the week that she was 02:09:10

3 killed? 02:09:13

4 A. No. 02:09:13

5 Q. Isn't it true that, at the time 02:09:13

6 of her funeral, you went to Friday's with 02:09:18

7 N'Daya? 02:09:22

8 A. Yes. 02:09:24

9 Q. And a song came over the radio 02:09:25

10 and you told N'Daya it reminded you of her 02:09:29

11 mother? 02:09:32

12 A. Yes. 02:09:32

13 Q. And what was that song? 02:09:33

14 A. I can't remember the name of 02:09:34

15 the song. It was sung by Preacher and 02:09:36

16 Rihanna. 02:09:40

17 Q. "Love Infection"? 02:09:45

18 A. Could be. 02:09:47

19 Q. Is that what it was? 02:09:49

20 A. The song? 02:09:52

21 Q. Yeah. 02:09:54

22 A. Could be. I am not sure. 02:09:55

23 Q. Well, do you have a practice of 02:09:56

24 just telling N'Daya things that aren't 02:09:58

25 true? 02:10:01

1 R. HOLLAND

2 MR. SUMNER: Objection to form. 02:10:02

3 A. No. 02:10:04

4 Q. Well, is there another song 02:10:05

5 that reminds you of N'Daya's mother, aside 02:10:07

6 from that as well? 02:10:09

7 A. I can't think of it. I am sure 02:10:10

8 there are several songs that remind me of 02:10:12

9 her mother. 02:10:14

10 Q. With respect to the song that 02:10:17

11 is by Preacher and Rihanna, you told N'Daya 02:10:20

12 that you always think about her mom when 02:10:24

13 that song comes on the radio? 02:10:26

14 A. Yes. After she passed, yes. 02:10:28

15 Q. And, you know, there was a time 02:10:31

16 where you confided in N'Daya that you had 02:10:36

17 been with her mother that week? 02:10:39

18 A. I don't recall. 02:10:42

19 Q. At the Capri? 02:10:42

20 A. I don't recall. 02:10:44

21 Q. Are you familiar with what the 02:10:45

22 Capri is? 02:10:46

23 A. Yes. 02:10:47

24 Q. What is it? 02:10:47

25 A. It's a motel. 02:10:48

1 R. HOLLAND

2 Q. And you told N'Daya that you 02:10:51

3 had been there with her mother? 02:10:53

4 A. I don't recall telling her 02:10:54

5 that. 02:10:56

6 Q. Do you recall being questioned 02:10:56

7 by District Attorney Cates in connection 02:10:57

8 with Diane's death, in the District 02:10:57

9 Attorney's Office in connection with 02:11:01

10 Diane's death? 02:11:01

11 A. Questioned? Not exactly. 02:11:03

12 Q. How would you characterize it? 02:11:07

13 A. A meeting. 02:11:09

14 Q. You had a meeting at the 02:11:13

15 District Attorney's Office? 02:11:15

16 A. Yes. 02:11:16

17 Q. And present for that meeting 02:11:16

18 were detectives from Nassau County and a 02:11:19

19 Prosecutor? 02:11:26

20 A. Yes. 02:11:27

21 Q. You were asked why you didn't 02:11:27

22 get involved in the case to prevent Diane 02:11:29

23 Parker's death? 02:11:34

24 A. Was I asked -- 02:11:34

25 Q. Yes. 02:11:36

1 R. HOLLAND

2 A. -- why I didn't get involved in 02:11:37

3 the case? 02:11:39

4 Q. Yes. 02:11:39

5 A. I was never on duty, so -- 02:11:39

6 Q. I am asking, were you asked 02:11:42

7 that question? 02:11:43

8 A. No, I don't recall being asked 02:11:44

9 that question. 02:11:46

10 Q. What do you recall being asked? 02:11:46

11 A. If there was any other 02:11:47

12 information that I may know about why 02:11:50

13 Leonard would want to kill Ms. Reed. 02:11:54

14 Q. Well, you were made aware that 02:12:02

15 the defense lawyer for Leonard Reed might 02:12:07

16 call you as a witness in the case? 02:12:11

17 A. I can't say that I was made 02:12:14

18 aware. I'm sure in the term of the 02:12:18

19 possibility of maybe anything happening 02:12:24

20 could. 02:12:27

21 Q. When you're saying, "Maybe the 02:12:29

22 term," you're saying they were saying be 02:12:31

23 prepared for that possibility? 02:12:34

24 A. No. They never tried to 02:12:36

25 prepare me to be a witness. 02:12:38

1 R. HOLLAND

2 Q. The question I am asking is 02:12:40

3 whether you were made aware that the 02:12:42

4 defense lawyer may make you a witness? 02:12:46

5 A. I can't recall. 02:12:48

6 Q. And you know that N'Daya 02:12:49

7 testified, correct? 02:12:55

8 A. Correct. 02:12:56

9 Q. How do you know that? 02:12:58

10 A. I think maybe Officer Pettway 02:13:03

11 told me. 02:13:16

12 Q. You were talking to Regina 02:13:16

13 Lattimore about N'Daya testifying? 02:13:25

14 A. Maybe. 02:13:27

15 Q. Yes or no? 02:13:33

16 A. I can't say. 02:13:34

17 Q. Why can't you say? 02:13:37

18 A. I don't know. I don't recall. 02:13:39

19 Q. So it could happen? 02:13:41

20 A. Yes, it could. 02:13:44

21 Q. And you were nervous about 02:13:45

22 N'Daya's testimony? 02:13:47

23 MR. SUMNER: Objection to the 02:13:48

24 form. 02:13:49

25 A. I was curious. 02:13:49

1 R. HOLLAND

2 Q. And you communicated to Regina 02:14:01
3 that you were nervous? 02:14:05

4 MR. SUMNER: Objection to the 02:14:06
5 form. 02:14:07

6 A. I don't recall telling Regina I 02:14:07
7 was nervous. 02:14:09

8 Q. Well, with respect to whatever 02:14:09
9 you did communicate to Regina, you had her 02:14:12
10 communicate to N'Daya that you were nervous 02:14:15
11 about the testimony? 02:14:20

12 MR. SUMNER: Objection to the 02:14:20
13 form. 02:14:21

14 A. I never told Regina to tell 02:14:21
15 N'Daya anything. 02:14:24

16 Q. What did you tell Regina? 02:14:25

17 A. I can't -- I can't -- I know I 02:14:28
18 asked her when she was going to be put on 02:14:32
19 the stand. Other than that, I don't know 02:14:36
20 specifically what else I may have said. 02:14:38

21 Q. So if Regina told N'Daya that 02:14:40
22 "Richie is nervous about your testimony," 02:14:44
23 that would have been completely from her 02:14:47
24 own making it up; nothing you would have 02:14:50
25 said? 02:14:52

1 R. HOLLAND

2 MR. SUMNER: Objection to the 02:14:52

3 form. 02:14:53

4 A. I can't -- I can't speak for 02:14:53

5 what -- why she may have said that. 02:14:55

6 Q. Well, one possibility might be 02:14:57

7 that it's true, correct? 02:15:00

8 MR. SUMNER: Objection. 02:15:01

9 A. What is true? 02:15:02

10 Q. That you were nervous about 02:15:03

11 N'Daya's testimony. 02:15:05

12 A. No. 02:15:06

13 Q. You weren't nervous that N'Daya 02:15:06

14 might talk about the relationship that you 02:15:09

15 had with her mother? 02:15:12

16 A. Well, I could be nervous about 02:15:13

17 the way it's interpreted. 02:15:22

18 Q. So what were you nervous about? 02:15:23

19 A. Like I said, the way it may be 02:15:25

20 interpreted. 02:15:29

21 Q. Specifically what were you 02:15:30

22 nervous about? 02:15:32

23 A. Like I said, how it may be 02:15:32

24 interpreted. 02:15:35

25 Q. What was the interpretation you 02:15:36

1 R. HOLLAND

2 were nervous about? 02:15:38

3 A. The nature of our friendship, 02:15:38

4 whatever. 02:15:41

5 Q. Because you were in constant 02:15:42

6 contact with Diane Parker in the week she 02:15:45

7 was killed; is that correct? 02:15:48

8 MR. SUMNER: Objection to the 02:15:51

9 form. 02:15:51

10 A. I wasn't in constant contact 02:15:51

11 with her. 02:15:53

12 Q. You were speaking with her 02:15:53

13 throughout the week? 02:15:53

14 A. Periodically, yes. We didn't 02:15:54

15 speak every day. 02:15:57

16 Q. You spoke quite a bit, didn't 02:15:58

17 you? 02:16:00

18 A. I guess. 02:16:00

19 Q. You spent time together that 02:16:01

20 week as well? 02:16:04

21 A. I didn't see her very much that 02:16:04

22 week. 02:16:10

23 Q. One week is seven days, and 02:16:11

24 that's the week she died and that week, she 02:16:12

25 wasn't with her daughter. You are aware of 02:16:15

1 R. HOLLAND

2 that, Lieutenant Holland, aren't you? You 02:16:17
3 are aware that the time she spent with you, 02:16:18
4 she wasn't with her daughter the last week 02:16:19
5 she was alive. You are aware of that? 02:16:20

6 A. She wasn't with me, she wasn't 02:16:23
7 with her daughter? 02:16:25

8 Q. If she was with you, she wasn't 02:16:26
9 with N'Daya. Are you aware of that? 02:16:29

10 A. If she was with me, she wasn't 02:16:31
11 with N'Daya? I guess. 02:16:34

12 Q. So in a seven-day period where 02:16:37
13 you say it wasn't a lot, it was only seven 02:16:40
14 days, you were with her that week, weren't 02:16:44
15 you? 02:16:47

16 A. I saw her that week, yes. 02:16:47

17 Q. And you were talking to her 02:16:49
18 quite a bit? 02:16:51

19 A. Yes. 02:16:51

20 MR. SUMNER: Objection to the 02:16:53
21 form. 02:16:54

22 Q. You knew that N'Daya had an 02:16:54
23 Order of Protection? 02:16:58

24 MR. SUMNER: Objection. 02:17:00

25 A. I believe I knew then, yes, but 02:17:01

1 R. HOLLAND

2 form. 02:23:24

3 A. Yes. 02:23:24

4 Q. And aside from that instance 02:23:25

5 where you had a conversation with him, 02:23:30

6 there was another time? There was another 02:23:31

7 time -- 02:23:34

8 MR. SUMNER: Objection to the 02:23:34

9 form. 02:23:35

10 Q. -- with Leonard Reed? 02:23:35

11 A. Not that I recall. Not that we 02:23:36

12 had direct words, no. 02:23:42

13 Q. There was another incident that 02:23:43

14 you were a party to? 02:23:47

15 A. No. That I had to deal 02:23:49

16 directly with him, no. 02:23:50

17 Q. When you said you had 02:23:51

18 conversations with him in the past, that's 02:23:53

19 the only one -- 02:23:54

20 A. That I recall, yes. 02:23:56

21 Q. And in terms of the 02:23:57

22 investigation that Detective Aiken 02:24:02

23 commenced in connection with Leonard Reed's 02:24:06

24 drug dealing, was he investigating other 02:24:10

25 drug dealers as well -- 02:24:14

1 R. HOLLAND

2 MR. SUMNER: Objection to the 02:24:15

3 form. 02:24:16

4 A. Yes. 02:24:16

5 Q. -- who were in a crew with 02:24:16

6 Leonard Reed? 02:24:19

7 A. That, I don't know. I am not 02:24:20

8 privy to the specifics of their 02:24:22

9 investigations. They kind of private with 02:24:25

10 their investigations. 02:24:27

11 Q. But that aspect he made you 02:24:28

12 aware of because he knew of your personal 02:24:31

13 relationship with Diane? 02:24:33

14 MR. SUMNER: Objection to the 02:24:35

15 form. 02:24:35

16 A. Correct. 02:24:35

17 Q. And without him explaining to 02:24:36

18 you the other specifics of who else may 02:24:40

19 have been a subject of the investigation, 02:24:42

20 you do know that he was investigating other 02:24:44

21 members of other associations of Leonard 02:24:45

22 Reed? 02:24:50

23 A. Yes. At that location, yes. 02:24:50

24 Q. And the location was? 02:24:51

25 A. That Shamrock Gas Station. 02:24:53

1 R. HOLLAND

2 Q. Do you know whether any arrests 02:24:56
3 in connection with that investigation was 02:24:59
4 ever made? 02:25:01

5 A. That, I can't -- I can't say. 02:25:01

6 Q. Do you know whether Detective 02:25:02
7 Aiken was conducting that investigation 02:25:05
8 with Nassau County? 02:25:07

9 A. I highly doubt it. 02:25:09

10 Q. So that would have been a 02:25:11
11 private Hempstead investigation? 02:25:13

12 A. Correct. 02:25:14

13 Q. And do you know whether 02:25:14
14 Hempstead detectives create case reports 02:25:21
15 when they commence an investigation? 02:25:26

16 A. I don't know if they commence 02:25:28
17 them on all the investigations, but they do 02:25:35
18 on a good number of investigations. 02:25:39

19 Q. Were there any other officers, 02:25:44
20 either from Hempstead or Nassau County, 02:25:48
21 that attended Diane's funeral? 02:25:50

22 MS. KOBOS: Note my objection. 02:25:54

23 A. I don't know. I don't know if 02:25:56
24 Lamont Johnson did. I believe I saw him 02:26:01
25 there, or at the wake. 02:26:04

1 R. HOLLAND

2 Q. How about Earl Dale? 02:26:10

3 A. "Earl" who? 02:26:14

4 Q. Is there an Earl Dale Jones? 02:26:15

5 Earl Jones? 02:26:19

6 A. No. 02:26:20

7 Q. Or an Earl Dean? 02:26:20

8 A. Yes. I don't know if he was 02:26:22

9 there or not. 02:26:25

10 Q. But the name is Earl Dean? 02:26:26

11 A. Yes. 02:26:27

12 Q. Who is he? 02:26:28

13 A. He is a police officer with the 02:26:29

14 Department. 02:26:31

15 Q. With Hempstead? 02:26:31

16 A. Yes. 02:26:32

17 Q. He was also close with Diane? 02:26:32

18 A. I don't know. 02:26:36

19 MR. SUMNER: Objection to the 02:26:38

20 form. 02:26:39

21 A. They probably knew each other 02:26:39

22 because he is friends with Regina. I don't 02:26:43

23 know the nature of their relationship. 02:26:45

24 Q. Aside from Detective Aiken and 02:26:47

25 Regina, who else did you communicate with 02:26:55

1 R. HOLLAND

2 about what happened to Diane? 02:26:58

3 A. Which incident are we talking 02:27:02

4 about? 02:27:05

5 Q. Her death. Who else did you 02:27:06

6 talk about her death with? 02:27:08

7 A. Homicide. They asked me if I 02:27:09

8 knew what happened and if I was aware. 02:27:15

9 Q. Who from Homicide? 02:27:22

10 A. Specifically, the only one I 02:27:26

11 really remember was Detective -- or he is 02:27:29

12 Retired Detective Carl Ray. He pretty much 02:27:33

13 asked all the questions. 02:27:37

14 Q. To your understanding, why did 02:27:38

15 Detective Ray question you in connection 02:27:46

16 with Diane's murder? 02:27:47

17 MS. KOBOS: Note my objection. 02:27:50

18 A. I guess he found out there was 02:27:51

19 a connection there. 02:27:53

20 Q. Did he explain it to you? 02:27:56

21 A. What the connection was? 02:27:58

22 Q. Yes. 02:28:00

23 A. No. 02:28:01

24 Q. What did you tell him? 02:28:01

25 A. That I was aware of the murder. 02:28:03

1 R. HOLLAND

2 Q. What else did you tell him? 02:28:09

3 A. I asked him did he know why and 02:28:11

4 he proceeded to tell me that he believed 02:28:24

5 that Leonard believed that she was out 02:28:32

6 having an affair the night before. 02:28:35

7 Q. So in terms of your concern 02:28:40

8 about N'Daya's testimony, you were 02:28:42

9 concerned that somebody might think that 02:28:44

10 was you? 02:28:47

11 MR. SUMNER: Objection to the 02:28:48

12 form. 02:28:48

13 A. No. 02:28:48

14 Q. You weren't concerned about 02:28:49

15 that? 02:28:50

16 A. There's always been rumors 02:28:51

17 whether I was romantically linked to her or 02:28:55

18 no, so, no. As a matter of fact, it was 02:28:59

19 brought to my attention or whatever, but -- 02:29:03

20 Q. What was? 02:29:05

21 A. That they thought it was me 02:29:06

22 that she was murdered over. 02:29:09

23 Q. Detective Ray brought that to 02:29:11

24 your attention? 02:29:13

25 A. No. Just chatter in the 02:29:13

1 R. HOLLAND

2 community. 02:29:16

3 Q. By who? 02:29:17

4 A. Various people. I can't -- too 02:29:19

5 many to even name or think about. 02:29:23

6 Q. Anyone on the Hempstead Police 02:29:29

7 Force? 02:29:32

8 A. Again, I don't really talk 02:29:32

9 personally with too many people on the 02:29:36

10 Force. 02:29:38

11 Q. Well, you were questioned by 02:29:38

12 your Chief, weren't you? 02:29:41

13 A. Yes. 02:29:42

14 Q. So you did talk to the Chief 02:29:44

15 about this? 02:29:50

16 A. About? 02:29:50

17 Q. About the allegations of being 02:29:51

18 involved with Diane, the week she was 02:29:54

19 killed. 02:29:57

20 A. We didn't specifically talk 02:29:57

21 about me being romantically involved with 02:30:01

22 her, the week that she was killed. 02:30:04

23 Q. What did you talk about? 02:30:05

24 A. The nature of our relationship 02:30:06

25 from the time that I was five years old and 02:30:08

1 R. HOLLAND

2 her being a very close friend and a very 02:30:11

3 dear friend of mine. 02:30:15

4 Q. Did you tell him you had 02:30:16

5 previously had a relationship with her, 02:30:19

6 romantically? 02:30:20

7 A. No. 02:30:21

8 Q. Did he ask you? 02:30:22

9 A. I don't believe so. 02:30:25

10 Q. Well, regardless of whether he 02:30:28

11 asked you or not, your position is no? 02:30:31

12 MR. SUMNER: Objection to the 02:30:33

13 form. 02:30:34

14 A. Well, he didn't ask me. 02:30:34

15 Q. He did not ask you? 02:30:36

16 A. I don't believe he asked me. 02:30:37

17 Q. In terms of you explaining the 02:30:39

18 nature, just that you have been very close, 02:30:42

19 did he ever ask you whether that 02:30:46

20 relationship became romantic? 02:30:48

21 A. No. 02:30:50

22 Q. Do you understand why he was 02:30:51

23 asking you those questions? 02:30:56

24 MR. SUMNER: Objection to the 02:30:58

25 form. 02:30:59

1 R. HOLLAND

2 need to replace somebody in the Force. 03:19:59

3 A. Correct. 03:19:59

4 Q. So there is no every year or 03:20:00

5 every two years; it's just whenever the 03:20:02

6 need arises? 03:20:05

7 A. Correct. 03:20:08

8 Q. In terms of your contemporaries 03:20:09

9 that you were hired on the Force with, it 03:20:12

10 was Darryl Aiken, Robert Reed, Melba at the 03:20:15

11 time Blocker. 03:20:16

12 A. Yes. 03:20:19

13 Q. How about James Morris, Jr.? 03:20:20

14 A. Yes. 03:20:21

15 Q. He was at the time as well? 03:20:22

16 A. Yes. 03:20:23

17 Q. How about Lamont Johnson? 03:20:24

18 A. Yes. 03:20:26

19 Q. Paul Johnson? 03:20:27

20 A. No. 03:20:30

21 Q. So Paul Johnson was in some 03:20:30

22 earlier class of being hired? 03:20:34

23 A. Yes. 03:20:35

24 Q. Are you aware of who he was 03:20:36

25 hired along with? 03:20:38

1 R. HOLLAND

2 A. I believe, up to Carol Barnes. 03:20:39

3 Q. I am sorry? 03:20:49

4 A. I believe all the way up to 03:20:50

5 Carol Barnes. I believe he was the last 03:20:52

6 one in that group and I believe the top was 03:20:54

7 Carol Barnes. 03:20:58

8 Q. So in that group was Carol 03:20:59

9 Barnes, Marlon Bottoms, Eugene Espy, Robert 03:21:02

10 Hendry, Edward Madalon, Shane Wellington, 03:21:05

11 Dean Nicosia, Jacquelyn Jones Ford, Dion 03:21:08

12 Dejourdin, Steven Wilson, Earl Dale Jones 03:21:13

13 III, Frane Reado, Michael Bornstein and 03:21:16

14 Paul Johnson. 03:21:18

15 A. Correct. 03:21:19

16 Q. You testified earlier that 03:21:20

17 Detective Aiken commenced a drug 03:21:40

18 investigation into Reed and his drug 03:21:42

19 associates. Approximately what time period 03:21:45

20 was that? 03:21:49

21 A. I don't know the year, but 03:21:49

22 approximately whenever I started receiving 03:21:55

23 information, whether it was from N'Daya or 03:21:57

24 whomever in the community. 03:21:59

25 Q. So approximately 2009, would 03:22:00

1 R. HOLLAND

2 that sound right? 03:22:08

3 A. Could be. 03:22:09

4 Q. What information were you 03:22:09

5 receiving? 03:22:13

6 A. Just he is a marijuana dealer. 03:22:15

7 That's it. Street level, I guess. 03:22:27

8 Q. In 2009, you were on patrol? 03:22:32

9 A. I was a member of the Community 03:22:34

10 Policing Unit as a police officer. 03:22:39

11 Q. How were you receiving that 03:22:39

12 information on the streets; just through 03:22:44

13 going to events, just through locally, 03:22:45

14 through events that you would attend? 03:22:48

15 A. Events, being in the community, 03:22:50

16 off-duty, on-duty. 03:22:54

17 Q. With respect to being off-duty, 03:22:55

18 as a police officer, when you go off-duty, 03:23:00

19 do you carry your weapon? 03:23:03

20 A. Yes. 03:23:04

21 Q. And if you were to observe a 03:23:05

22 robbery, would you perform any act in 03:23:08

23 response to observing a robbery? 03:23:12

24 A. It depends on the nature of the 03:23:14

25 robbery. More than likely, I would just 03:23:18

1 R. HOLLAND

2 make a phone call. 03:23:22

3 Q. So you would call headquarters 03:23:23

4 essentially and say what you have observed. 03:23:26

5 Does that go for a burglary? 03:23:28

6 A. Correct. 03:23:30

7 Q. How about an assault? 03:23:31

8 A. It depends on, you know, how 03:23:32

9 ongoing it is. 03:23:43

10 Q. So you're saying, you know, in 03:23:45

11 terms of if the assault is in the context 03:23:47

12 of domestic violence, whether you report it 03:23:50

13 would depend on how ongoing it is? 03:23:52

14 A. Meaning, if it's occurring 03:23:56

15 right now, my intervention. 03:23:58

16 Q. Meaning, if you're observing 03:24:00

17 the assault? 03:24:03

18 A. Yeah, correct. 03:24:04

19 Q. Then you would call it in? 03:24:05

20 A. Or if I could break it up as 03:24:07

21 well. I would do both. 03:24:11

22 Q. If you received information 03:24:11

23 about illegal weapons possession, in your 03:24:15

24 off-duty, would you do anything in terms of 03:24:21

25 intervening to investigate that? 03:24:23

1 R. HOLLAND

2 A. What kind of information are we 03:24:26

3 talking? Just I heard? I saw? 03:24:28

4 Q. Yeah. 03:24:31

5 A. I know for a fact? 03:24:32

6 Q. I heard, I saw. 03:24:34

7 A. I have to question them further 03:24:35

8 to determine what weapon, where it is. 03:24:39

9 Q. That's if we're talking just as 03:24:42

10 to your off-duty actions. So if you were 03:24:44

11 off-duty and there was an allegation that 03:24:48

12 there was an illegal firearm in the 03:24:50

13 community, would you do something? 03:24:52

14 A. Like I said, I am going to 03:24:54

15 question the validity of the person that's 03:24:56

16 giving me the information. 03:24:59

17 Q. So with respect to when you 03:25:00

18 received information about Leonard Reed 03:25:03

19 being a marijuana dealer, who did you 03:25:04

20 question to verify that? 03:25:09

21 A. Whoever told me. 03:25:10

22 Q. Who was it? 03:25:13

23 A. I don't -- like I said, I don't 03:25:14

24 recall. 03:25:17

25 Q. But you recall questioning any 03:25:17

1 R. HOLLAND

2 number of those individuals as to 03:25:19
3 specifics? 03:25:23

4 A. I am sure. I mean, he is not 03:25:26
5 the only one. I have been told this one, 03:25:28
6 you know, is doing this. People calling 03:25:31
7 all the time. 03:25:34

8 Q. I am trying to understand, with 03:25:36
9 respect to what information you're just 03:25:38
10 passing along versus personally questioning 03:25:41
11 people on. When you received information 03:25:45
12 about Lenny Reed being a drug dealer, did 03:25:49
13 you look into it, questioning people about 03:25:51
14 it or did you just pass along the 03:25:51
15 information? 03:25:52

16 A. I questioned the person that 03:25:53
17 would tell me and then I would pass the 03:25:55
18 information along. I am passing along the 03:25:58
19 information I know that's going to asked of 03:26:00
20 me. 03:26:03

21 Q. To the best of your 03:26:03
22 recollection, how many people do you 03:26:04
23 believe you received information from 03:26:06
24 regarding Lenny Reed's drug dealing?

25 A. Not more than three or four. 03:26:13

1 R. HOLLAND

2 Q. But you don't remember who 03:26:14
3 those three or four people were? 03:26:17

4 A. No. 03:26:18

5 Q. Would you provide your sources 03:26:19
6 to Detective Aiken? 03:26:22

7 A. Depending on if the person 03:26:23
8 would have been comfortable with it. 03:26:28
9 Again, they have to detail to me when he is 03:26:29
10 doing it, where he is doing it, how do you 03:26:33
11 know this? You just can't tell me, "This 03:26:35
12 person is a drug dealer and I want you to 03:26:38
13 do something about it," which unfortunately 03:26:42
14 we can't. I wish we could. 03:26:46

15 Q. Specifically with respect to 03:26:49
16 Lenny Reed, the information you received
17 from three or four people, from what we 03:26:51
18 know from your testimony, amounted to he 03:26:52
19 was selling drugs at Shamrock, because 03:26:55
20 that's where the investigation was focused, 03:26:58
21 correct? 03:27:00

22 A. I never ever received 03:27:01
23 information that he's directly selling at 03:27:04
24 Shamrock, but I know that he'd buy and sell 03:27:06
25 at Shamrock and that's where he would be. 03:27:11

1 R. HOLLAND

2 Q. So in terms of the information 03:27:14
3 again that you received from three or four 03:27:19
4 individuals, if you already knew on your 03:27:21
5 own that Shamrock was a drug location, was 03:27:23
6 there really any questioning of you of 03:27:27
7 those individuals or did you just put it 03:27:30
8 together in your own brain that he is being 03:27:32
9 called a drug dealer and I know he is at 03:27:36
10 Shamrock, which is a known drug location? 03:27:40

11 MR. SUMNER: Objection to form. 03:27:40

12 A. You're saying would I question 03:27:41
13 him further, being that I already know 03:27:42
14 Shamrock is a known drug location? 03:27:43

15 Q. Correct.

16 A. I still would question him, 03:27:46
17 because where is he keeping the stash at? 03:27:46

18 Q. What information did you 03:27:48
19 receive as to where he was keeping his 03:27:50
20 stash? 03:27:51

21 A. The thing with Lenny Reed and 03:27:51
22 many others, no one ever knows specifically 03:27:54
23 when they doing it, where they keeping it. 03:27:57
24 I have never been able to develop 03:28:01
25 information far enough to get a search 03:28:03

1 R. HOLLAND

2 warrant on my own from somebody's saying, 03:28:05

3 "I know he is doing this" or "I have seen 03:28:09

4 this, but I can't --" I have never gotten 03:28:12

5 that information where I could go further 03:28:14

6 with a search warrant in my whole career. 03:28:17

7 Q. Did you ever talk to N'Daya 03:28:21

8 about him having drugs in the house? 03:28:22

9 A. If she told me that, I asked 03:28:24

10 "Where," and like I said, "What is he 03:28:28

11 doing? What kind of drugs it would be, 03:28:30

12 where it would be, how much?" 03:28:32

13 Q. I am sorry. That's a yes? 03:28:35

14 A. Those are the kinds of 03:28:38

15 questions I would ask if I can't remember 03:28:40

16 specifically a conversation. I am not 03:28:43

17 saying that never happened, because knowing 03:28:46

18 N'Daya, I am sure that it happened. 03:28:49

19 Q. Because knowing N'Daya, she's 03:28:50

20 very vocal about things that she's very 03:28:53

21 passionate about? 03:28:57

22 A. Correct. 03:28:58

23 Q. That's based on a long, long 03:28:59

24 time knowing her, right? When she wants 03:29:01

25 something, she's very passionate in asking 03:29:03

1 R. HOLLAND

2 for it, correct? 03:29:06

3 A. I know that she was passionate 03:29:06

4 about him getting locked up, so -- 03:29:09

5 Q. Just to go one step back again, 03:29:11

6 just based on your experience with N'Daya, 03:29:15

7 when she wants something, she vocalizes it 03:29:17

8 very passionately, correct? 03:29:20

9 A. Well, if she asked me for 03:29:22

10 something, she didn't have to go very far. 03:29:26

11 She got it. 03:29:29

12 Q. Do you have any experiences 03:29:30

13 with her when it just didn't have to do 03:29:36

14 with just asking you for something, but 03:29:39

15 just experiencing N'Daya wanting something 03:29:41

16 to happen, have you ever experienced her 03:29:44

17 get very passionate about trying to effect 03:29:46

18 her result? 03:29:47

19 A. Maybe a goal she was trying to 03:29:49

20 reach or something like that. 03:29:52

21 Q. Like what? 03:29:54

22 A. Whether it was school, whether 03:29:55

23 it was track, you know. 03:29:58

24 Q. In terms of the way she would 03:29:59

25 go about asking people for things she 03:30:04

1 R. HOLLAND

2 A. Looks like we did. 03:41:22

3 Q. Now that your memory has been 03:41:29

4 refreshed that you spoke to Diane Parker, 03:41:45

5 can you tell us what you spoke to her on 03:41:46

6 that day about? 03:41:50

7 A. I wish I could. I cannot. I 03:41:51

8 can't recall. 03:41:55

9 Q. Does the police blotter 03:41:55

10 indicate to you the time police responded 03:41:57

11 to 25 Roosevelt Street? 03:42:00

12 A. It indicates the call came in 03:42:03

13 at 9:38 p.m. 03:42:05

14 Q. Do you know whether Leonard 03:42:09

15 Reed and Diane Parker had a history of 03:42:14

16 fights that involved you as a subject? 03:42:17

17 A. Fights? 03:42:20

18 Q. Did Diane ever communicate to 03:42:21

19 you that they would fight over you at 03:42:24

20 times? 03:42:26

21 A. She told me, if she wanted to 03:42:27

22 excite him, all she had to do was say my 03:42:32

23 name. 03:42:37

24 Q. Did N'Daya ever communicate 03:42:37

25 that to you, that sometimes Lenny and Diane 03:42:42

1 R. HOLLAND

2 would fight and the subject of their fights 03:42:45

3 would be you? 03:42:49

4 A. Diane wouldn't indicate that 03:42:50

5 they would fight over me. Like I said, if 03:43:00

6 she wanted to excite him, all she would 03:43:02

7 have to do is say my name. I don't recall 03:43:05

8 N'Daya saying that they fought -- that she 03:43:12

9 and Lenny would fight over me, whatever. 03:43:16

10 Q. I think, earlier on, you 03:43:19

11 testified that you weren't really speaking 03:43:30

12 once Diane and Lenny got married, but in 03:43:32

13 fact you did speak several other times that 03:43:35

14 month as well, didn't you, back in June of 03:43:39

15 2009? 03:43:41

16 MR. SUMNER: Objection to the 03:43:42

17 form. 03:43:46

18 A. I said our communication was 03:43:46

19 infrequent. 03:43:48

20 Q. Do you recall having other 03:43:49

21 conversations with Diane Parker in June of 03:43:51

22 2009? 03:43:53

23 A. I can't remember the specific 03:43:53

24 conversations, though. 03:43:56

25 Q. Do you recall whether you spoke 03:43:56

1 R. HOLLAND

2 to her or not? 03:43:57

3 A. I am sure I did. I don't know 03:43:59

4 when or what about. 03:44:01

5 Q. But you're sure you did? 03:44:03

6 A. More than likely, yes. I don't 03:44:07

7 think we went too many years without 03:44:16

8 speaking the whole year, so -- 03:44:18

9 Q. Would there be a reason during 03:44:20

10 the time periods where you weren't talking 03:44:23

11 as much that you would reconvene your 03:44:25

12 relationship in terms of your 03:44:28

13 communication? 03:44:29

14 A. I knew that he was jealous. 03:44:29

15 She told me that he was jealous and I would 03:44:39

16 try to keep it to a minimum, unless she is 03:44:42

17 reaching out to me. 03:44:45

18 MS. LaSASSO: Off the record. 03:44:48

19 (Whereupon, at 3:44 p.m., a 10:09:10

20 brief recess was taken.)

21 (Whereupon, at 3:47 p.m., the 10:09:10

22 deposition resumed.) 03:47:20

23 Q. Lieutenant Holland, 03:47:20

24 hypothetically speaking, if the officers 03:47:41

25 were told who responded on June 8, 2009 03:47:43

1 R. HOLLAND

2 position with respect to that, so let's 05:43:21
3 stick to what we fully agree to. We agree 05:43:23
4 that N'Daya told you about this firearm 05:43:24
5 prior to him using it to kill her mother, 05:43:26
6 correct? 05:43:29

7 A. Okay. 05:43:29

8 Q. So we know there is a firearm. 05:43:29
9 Assuming there's a firearm, we know there 05:43:31
10 is, and he is making a threat to kill 05:43:34
11 N'Daya and Diane -- 05:43:37

12 A. Where is the firearm? Where is 05:43:39
13 the firearm? 05:43:41

14 Q. It's not on this report, is it, 05:43:42
15 Lieutenant Holland? 05:43:47

16 A. Neither is the fact that N'Daya 05:43:48
17 was telling me that there is a firearm. If 05:43:48
18 we had that conversation, she's got to me 05:43:50
19 where that firearm is. 05:43:52

20 Q. It's certainly nowhere 05:43:54
21 questioned on this report, is it? 05:43:57

22 A. What are we talking about? Are 05:43:59
23 we talking about the report or are we
24 talking about the conversation that N'Daya 05:44:01
25 and I had? 05:44:03

1 R. HOLLAND

2 Q. You had a conversation. We 05:44:04
3 agree you had a conversation with her about 05:44:05
4 the firearm, correct? 05:44:07

5 A. Right. 05:44:08

6 Q. We agree that you didn't 05:44:08
7 communicate that to the Hempstead Police 05:44:10
8 Department; yes or no? 05:44:12

9 A. We agree. 05:44:13

10 Q. And we certainly know that it's 05:44:14
11 not reflected on this November 9th report, 05:44:17
12 correct? 05:44:21

13 A. Correct. 05:44:21

14 MR. SUMNER: Objection to form. 05:44:22

15 Q. Although she is telling 05:44:23
16 officers that he has access to a weapon. 05:44:24

17 A. Correct. 05:44:26

18 Q. Do you know of any other weapon 05:44:26
19 that he has or had at that time? 05:44:28

20 A. I don't know. I can't say. 05:44:29

21 Q. To the best of your knowledge, 05:44:33
22 is the weapon she's referring to the 05:44:33
23 firearm? 05:44:36

24 A. I can't say that. 05:44:36

25 MR. SUMNER: Objection to the 05:44:37

1 R. HOLLAND

2 A. Yes. Yes, correct. 06:16:26

3 Q. There were bullets as well 06:16:27

4 sprayed through the property, correct? 06:16:30

5 A. Yes. 06:16:32

6 Q. But there were a number of 06:16:33

7 bullet holes all over the house, correct? 06:16:36

8 A. Correct. 06:16:38

9 Q. To the left of the door, 06:16:39

10 correct? 06:16:42

11 A. I guess. 06:16:43

12 Q. From your recollection, your 06:16:46

13 impression, were there bullets sprayed 06:16:47

14 across the front of the house? 06:16:50

15 A. Yes. 06:16:52

16 Q. And throughout the interior of 06:16:52

17 the house? 06:16:55

18 A. Yes. 06:16:55

19 Q. You spoke to Diane Parker the 06:16:55

20 morning of February 7, 2013; isn't that 06:17:00

21 right? 06:17:03

22 A. Yes. 06:17:03

23 Q. What did you talk about? 06:17:03

24 A. We talked about the Third Squad 06:17:04

25 having contacted her in regards to the open 06:17:14

1 R. HOLLAND

2 case with the criminal contempt with 06:17:19

3 N'Daya. And we talked about there not 06:17:30

4 being a second criminal contempt case, 06:17:38

5 which she's relaying to me from the 06:17:43

6 detectives. 06:17:45

7 Q. I am sorry. She told you that 06:17:47

8 there is not a second criminal contempt 06:17:49

9 case? 06:17:55

10 A. They believe, as well as I do, 06:17:55

11 that there should have been a second 06:17:56

12 criminal contempt case on N'Daya's behalf. 06:17:58

13 Q. Excuse me. Who is "They"? 06:18:00

14 A. The Third Squad detectives. 06:18:03

15 Q. Believe there should have been 06:18:04

16 a second case? 06:18:06

17 A. Yes. 06:18:07

18 Q. And this is what Diane told 06:18:07

19 you? 06:18:09

20 A. Yes. 06:18:10

21 Q. So according to what Diane told 06:18:10

22 you, the detectives were aware of February 06:18:15

23 3, 2013? When I say "detectives," the 06:18:17

24 Nassau County detectives? 06:18:21

25 A. Correct. 06:18:22

1 R. HOLLAND

2 Q. Was Diane Parker an honest 06:18:23
3 person? 06:18:27

4 A. As far as I know. 06:18:27

5 MS. LaSASSO: Off the record. 06:18:42

6 (Whereupon, at 6:18 p.m., a 06:18:45
7 brief recess was taken.)

8 (Whereupon, at 6:40 p.m., the 06:40:18
9 deposition resumed.) 06:40:20

10 Q. Lieutenant Holland, did you not 06:40:20
11 get involved officially in terms of an 06:40:27
12 official police response in terms of the 06:40:32
13 Hempstead Police Department concerning a 06:40:34
14 domestic violence at 25 Roosevelt because 06:40:35
15 of your relationship with Diane Parker and 06:40:38
16 N'Daya? 06:40:41

17 A. You mean, while I was off duty? 06:40:42
18 Nothing ever came up while I was on duty. 06:40:46

19 Q. You received a lot of 06:40:49
20 information and you are an officer and my 06:40:51
21 question is there is a time when you become 06:40:53
22 on duty and you still have the information 06:40:56
23 that you received whether it be on duty or 06:40:58
24 off duty, correct? 06:41:02

25 A. For the crimes that I knew that 06:41:02

1 R. HOLLAND

2 occurred, there had already been police 06:41:03
3 reports generated. 06:41:05

4 Q. Well, you knew that he had 06:41:06
5 possessed a weapon, correct, prior to her 06:41:08
6 being killed with it? 06:41:13

7 MR. SUMNER: Objection to the
8 form. 06:41:14

9 A. I knew that N'Daya said there 06:41:15
10 was a gun, yes. 06:41:17

11 Q. Let's just take that. There is 06:41:18
12 a reason why you didn't do anything 06:41:22
13 officially. Is the reason you didn't do 06:41:24
14 anything officially with respect to those 06:41:26
15 allegations because of your relationship, 06:41:28
16 personal relationship, with Diane and 06:41:31
17 N'Daya? 06:41:33

18 A. Again, if that did occur, I am 06:41:34
19 going to ask N'Daya, "Where is it? We need 06:41:43
20 to know where is it or where it is?" I 06:41:47
21 questioned her mother about it afterwards. 06:41:49
22 She wouldn't tell me. I passed the 06:41:51
23 information along to, again, Detective 06:41:54
24 Aiken. "He supposedly has a gun." Again, 06:41:57
25 we have the reports that there is no gun in 06:42:01

1 R. HOLLAND

2 the house. No officers were able to find 06:42:05
3 this gun. So I would need more from N'Daya 06:42:08
4 to tell me exactly where this gun is when 06:42:12
5 it's there, so we could -- 06:42:15

6 Q. So is it fair to say that you 06:42:16
7 believe you did what you could in terms of 06:42:18
8 transmitting the information you had and 06:42:19
9 that your officers were looking for the 06:42:21
10 gun, Detective Aiken was looking for the 06:42:23
11 gun and in your mind, what else could you 06:42:26
12 do? 06:42:29

13 A. Yes. 06:42:30

14 Q. From the period of 2009 to 06:42:30
15 February 7, 2013, did you have any domestic 06:42:37
16 violence training? 06:42:40

17 A. I am not sure. 06:42:42

18 Q. Is it that you're not sure 06:42:44
19 whether you were trained during that time 06:42:50
20 period? Is that what you are not sure 06:42:52
21 about? 06:42:54

22 A. Correct. 06:42:54

23 Q. Since being appointed to the 06:42:54
24 Hempstead Police Department, you recall at 06:42:58
25 some point receiving training in domestic 06:43:00